

FINAL STATEMENT OF REASONS
DEPARTMENT OF FOOD AND AGRICULTURE
SUBMISSION OF REGULATIONS PERTAINING TO
Title 3, California Code of Regulations
Section 3591.12, Subsection (a),
Peach Fruit Fly Eradication Area

Update of Initial Statement of Reasons/Policy Statement Overview

The initial statement of reasons/policy statement overview is still valid. This amendment provided authority for the State to perform specific detection, control and eradication activities against the peach fruit fly in Los Angeles County. This authority includes, “The searching for all stages of the fly by visual inspection, the use of traps, or any other means.” The Department has no way to be sure the introduction pathway that led to the initial detection of peach fruit fly in Los Angeles County has been closed. Therefore, the Department needs to retain the authority to place detection traps in Los Angeles County to search for adult life stages of peach fruit fly. This authority is needed until such time as peach fruit fly became generally established in California.

Summary of and Response to Objections or Comments Regarding the Regulations

No public hearing was held or requested. The summary of and response to each objection or comment received during the written comment period are as follows:

No written comments were received during the public comment period.

Mandate on Local Agencies and School Districts

The Department of Food and Agriculture has determined that Section 3591.12 does not impose a new mandate on local agencies or school districts. The amendment of this regulation, establishing State detection, control and eradication authority in Los Angeles County, does not impose a new mandate on the local agencies. Therefore, no reimbursement is required for Section 3591.12 under Section 17561 of the Government Code.

The Department also has determined that no savings or increased costs to any state agency, no reimbursable costs or savings under Part 7 (commencing with Section 17500) of Division 4 of the Government Code to local agencies or school districts, no nondiscretionary costs or savings to local agencies or school districts, and no costs or savings in federal funding to the State will result from the proposed action.

The cost impact of the changes in the regulations on a representative private person or business is not expected to be significantly adverse. The Department has also determined that this action will not have a significant adverse economic impact on housing costs or California businesses, including the ability of California businesses to compete with businesses in other states.

Assessment

The Department has made an assessment that this amendment to the regulations would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

Alternatives Considered

The Department of Food and Agriculture has determined that no alternative considered would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.